

**COMMITTEE ON WATER AND SANITATION**  
(Standing Committee of Berkeley County Council)

**Chairman:** Mr. Steve C. Davis, District No. 8

A **meeting** of the **COMMITTEE ON WATER AND SANITATION**, Standing Committee of Berkeley County Council, met on **Monday, February 9, 2004**, in the Assembly Room of the Berkeley County Office Building, 223 North Live Oak Drive, Moncks Corner, South Carolina, at 7:18 p.m.

PRESENT: Mr. Steve C. Davis, Council Member District No. 8, Chairman; Mr. Milton Farley, Council Member District No. 1; Mrs. Judith K. Spooner, Council Member District No. 2; Mr. William E. Crosby, Council Member District No. 3; Mr. Charles E. Davis, Council Member District No. 4; Mr. Dennis L. Fish, Council Member District No. 5; Mrs. Judy C. Mims, Council Member District No. 6; Mr. Caldwell Pinckney, Jr., Council Member District No. 7; Mr. James H. Rozier, Jr., Supervisor, ex officio; Mr. D. Mark Stokes, County Attorney; and Ms. Barbara B. Austin, Clerk of County Council.

In accordance with the Freedom of Information Act, the electronic and print media were duly notified.

Chairman Steve Davis called the meeting to order and asked for approval of minutes from the Committee on Water and Sanitation Meeting held January 12, 2004.

**APPROVAL OF MINUTES**

It was moved by Council Member Pinckney and seconded by Council Member Crosby to approve the minutes as presented. This motion was passed by unanimous voice vote of the Committee.

It was moved by Council Member Spooner and seconded by Council Member Crosby to enter into Executive Session to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the County; or the receipt of legal advice covered by the attorney-client privilege. The motion was passed by unanimous voice vote of the Committee.

The Committee entered into Executive Session at 7:20 p.m., and returned to Committee Session at 7:38 p.m.

Mr. David Jennings, Attorney for the Berkeley County Water and Sanitation Authority, stated the Committee went into Executive Session for the reason stated in the motion. No formal action was taken.

**A. Review prior to Second Reading of Bill No. 04-05,** An Ordinance amending Ordinance No. 00-3-17, which granted a Non-Exclusive Sewer Franchise to **William M. Ledbetter.**

It was moved by Council Member Charles Davis and seconded by Council Member Mims to approve, prior to Second Reading, Bill No. 04-05. The motion was passed by unanimous voice vote of the Committee.

**B. J. Marc Hehn, Director, Berkeley County Water and Sanitation Authority,** Re: Announcement of Schedule for EPA Required Public Hearing Regarding Water to Cross Schools Project.

Mr. Marc Hehn stated this was for the environmental information document for Cross. The current plan would be to take water to the Cross schools. Congress has appropriated almost \$1,000,000 for this project. One requirement is to hold a public hearing, and that will take place March 9<sup>th</sup>, at 7:00 p.m., in the Cross High School gym. Notices will be delivered to the community announcing the public hearing. A court reporter will take a written record of this hearing. For thirty days after that, it is required to continue accepting comments. EPA will then announce acceptance/approval or denial. Thereafter, a schedule would be issued to Council Members.

The Committee accepted the information provided by Mr. Hehn. No action was required.

**C. J. Donovan Dukes, Engineer, Davis & Floyd, Inc.,** Re: Status of the Upgrade of the Lower Berkeley and Central Wastewater Treatment Facilities.

Mr. J. Donovan Dukes stated the Lower Berkeley Plant was currently a 15 MGD (million gallon per day) plant, with a capacity obligation of approximately 90 percent. Plans to upgrade this plant from 15 MGD to 22.5 MGD were submitted to DHEC for their review on January 30<sup>th</sup>. A normal review time would be approximately two months. There are permit issues outstanding and relative to the discharge permit, and they need to be resolved prior to DHEC's formal permitting of the construction. The County applied for a construction permit, but is still waiting for the discharge permit (presently under appeal), to be approved. Once the construction permit for expansion is secured by the County, DHEC would allow the County, through agreement, capacity to be allocated up to the 22.5 MGD, even though the facilities are not yet built.

Supervisor Rozier asked if there was a timeline?

Mr. Dukes responded that the County appealed the NPDES Permit, and they were meeting with DHEC toward the end of this month to discuss some way to compromise and move ahead with the permits. After that meeting, either a permit would be issued through a compromise or DHEC would have to be challenged legally. Until that was

done, it is DHEC's procedure not to allow any more construction to proceed until the permit issues are resolved.

Supervisor Rozier asked what would happen if we used up the 7.5 MGD being added to the system?

Mr. Dukes responded that at the present time, actual flows to the plant were less than 8 MGD versus 15 MGD. The overall inventory and exact accounting of these flows were being scientifically analyzed in order to present actual flow data to DHEC and get additional capacity with that scenario. There is a discrepancy between the commitment and the actual flow.

Mr. Dukes continued by stating the Central Plant, smaller than the Lower Berkeley Plant, was currently at 350,000 gallons a day. Its capacity is essentially 100 percent allocated. Plans and specifications for this upgrade were submitted January 16<sup>th</sup>. The Central Plant will be expanded from 350,000 to 975,000 with capacity to go higher. The permit issue for this plant is not settled, but it is not as complicated as Lower Berkeley. DHEC has issued a permit with a condition out of favor, but the County is still waiting for the issuance of one more discharge permit, which would amend the one the County currently has. So, that project should move ahead after the meeting with DHEC at the end of the month. Expansion at the Central Plant would serve the upper end of the County, such as Moss Grove.

The Committee accepted Mr. Duke's presentation as information only. No action was required.

It was moved by Council Member Spooner and seconded by Council Member Pinckney to adjourn the Committee on Water and Sanitation Meeting. The motion was passed by unanimous voice vote of the Committee.

Meeting adjourned at 7:50 p.m.

March 8, 2004  
Date Approved

**COMMITTEE ON WATER AND SANITATION**  
(Standing Committee of Berkeley County Council)

Chairman: Mr. Steve C. Davis, District No. 8

Members: Mr. Milton Farley, District No. 1  
Mrs. Judith K. Spooner, District No. 2  
Mr. William E. Crosby, District No. 3  
Mr. Charles E. Davis, District No. 4  
Mr. Dennis L. Fish, District No. 5  
Mrs. Judy C. Mims, District No. 6  
Mr. Caldwell Pinckney, Jr. District No. 7  
Mr. James H. Rozier, Jr., Supervisor, ex officio

A **meeting** of the **COMMITTEE ON WATER AND SANITATION**, Standing Committee of Berkeley County Council, will be held on **Monday February 9, 2004**, in the Assembly Room, Berkeley County Office Building, 223 North Live Oak Drive, Moncks Corner, South Carolina, following the meeting of the Committee on Public Works and Purchasing, the Committee on Land Use, the Committee on Human Services, and the meeting of the Committee on Justice and Public Safety at **6:00 p.m.**

**A G E N D A**

**EXECUTIVE SESSION** to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the county; or the receipt of legal advice covered by the attorney-client privilege.

**APPROVAL OF MINUTES:**

**January 12, 2004**

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**B. J. Marc Hehn, Director, Berkeley County Water and Sanitation Authority**, Re: Announcement of Schedule for EPA Required Public Hearing Regarding Water to Cross Schools Project.

**C. J. Donovan Dukes, Engineer, Davis & Floyd, Inc.**, Re: Status of the Upgrade of the Lower Berkeley and Central Wastewater Treatment Facilities.

February 4, 2004  
S/Barbara B. Austin  
Clerk of County Council